

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

BNSF Railway Company

Plaintiff.

Civil 08-4768 (PAM/JSM)

v.

ORDER OF DISMISSAL

Ward Einess, et al.

Defendants.

The court having been advised that the above case has been settled,

IT IS ORDERED that this action is hereby dismissed, without prejudice, the court reserving jurisdiction for sixty (60) days to permit any party to move to reopen the action, for good cause shown, or to submit and file a stipulated form of final judgment.

Dated: July 13, 2009

s/Paul A. Magnuson

Paul A. Magnuson, Judge
United States District Court